



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LIQUOR CONTROL COMMISSION

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In the matter of Distilled Spirit Product)
Distribution by the Authorized Distribution)
Agents)

General Wine & Liquor Company, Inc.)
373 Victor Avenue)
Highland Park, MI 48203)

NWS Michigan, LLC)
13000 Eckles Road)
Livonia, MI 48150)

Imperial Beverage Company)
3825 Emerald Drive)
Kalamazoo, MI 49001)

_____)

At the May 15, 2020 meeting of the Michigan Liquor Control Commission (Commission).

PRESENT: Pat Gagliardi, Chairman
Dennis Olshove, Commissioner
Geraldyn A. Lasher, Commissioner

ADMINISTRATIVE ORDER NO. 2020-19
FIRST AMENDMENT TO ADMINISTRATIVE ORDER NO. 2019-03 CONCERNING
APPROVAL TO DISTRIBUTE NEW DISTILLED SPIRIT PRODUCTS

Article IV, Section 40, of the Michigan Constitution (1963), permits the Legislature to establish a Liquor Control Commission, which shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. The Commission has the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the

manufacture, importation, possession, transportation and sale thereof, subject to the Liquor Control Code's provisions. MCL 436.1201(2).

Further, the Commission may establish, by order, further business operating procedures for authorized distribution agents (ADAs) relative to the wholesaling and distribution of spirits. Mich Admin Code, R 436.1802(14).

The Commission has before it the issue of ADAs acquiring products for warehousing and distribution to Michigan retailers. In December 2019, the Commission issued Administrative Order 2019-03, which requires Commission approval to warehouse and distribute new spirits products.

After review and discussion of the issues at the meeting, the Commission finds that, in order to more efficiently regulate distilled spirit products offered for sale within the state, Administrative Order 2019-03 should be amended to eliminate the requirement of providing a proposed contract or addendum with the request. Instead, the executed contract or addendum must be provided with the request.

THEREFORE, IT IS ORDERED THAT:

A. Section E of Administrative Order 2019-03 is amended to state the following:

“The request must also include the executed ADA contract or addendum.”

B. Section G of Administrative Order 2019-03 is deleted.

C. All other provisions of Administrative Order 2019-03 remain in effect.

MICHIGAN LIQUOR CONTROL COMMISSION



Pat Gagliardi, Chairman



Dennis Olshove, Commissioner



GERALYN A. LASHER, Commissioner